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# DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

Attorney Docket  
Number

149459.00003

First Named Inventor

CLAUS HARDER

## COMPLETE IF KNOWN

Application Number

TBA

Filing Date

July 11, 1006

Art Unit

TBA

Examiner Name

TBA

Declaration  
Submitted  
With Initial  
Filing

OR

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16(e)  
required)

## I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## IMPLANT FOR RELEASING AN ACTIVE SUBSTANCE INTO A VESSEL THROUGH WHICH A BODY MEDIUM FLOWS

(Title of the invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

02/04/2005

as United States Application Number or PCT International

Application Number

PCT/EP2005/001167

and was amended on ((MM/DD/YYYY)

07/11/2006

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
10 2004 006 745.7	DE	02/06/2004	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
10 2004 029 611.1	DE	06/09/2004	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

(Page 1 of 2)

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. This information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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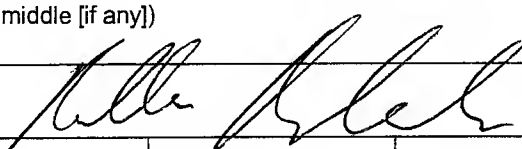
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**DECLARATION – Utility or Design Patent Application**

Direct all correspondence to:	<input checked="" type="checkbox"/>	The address associated with Customer Number:	25207	OR	<input type="checkbox"/>	Correspondence address below
Name POWELL GOLDSTEIN LLP						
Address ONE ATLANTIC CENTER, 14 <sup>TH</sup> FLOOR 1201 W. PEACHTREE STREET, NW						
City ATLANTA		State GEORGIA		ZIP 30309		
Country UNITED STATES		Telephone 404-572-6900		Email jbernstein@pogolaw.com		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.						
NAME OF SOLE OR FIRST INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any]) CLAUS			Family Name or Surname HARDER			
Inventor's Signature <i>Claus Harder</i>			Date <i>June 8, 2006</i>			
Residence: City Uttenreuth		State		Country Germany		Citizenship German
Mailing Address Memelstraße 7						
City Uttenreuth		State		Zip 91080		Country Germany
NAME OF SECOND INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any]) ROLAND			Family Name or Surname ROHDE			
Inventor's Signature			Date			
Residence: City Burgdorf		State		Country Germany		Citizenship German
Mailing Address Flaatmoor 4						
City Burgdorf		State		Zip 31303		Country Germany
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being required on the <u>3</u> supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.						

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**DECLARATION – Utility or Design Patent Application**

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Name <b>POWELL GOLDSTEIN LLP</b>							
Address <b>ONE ATLANTIC CENTER, 14<sup>TH</sup> FLOOR 1201 W. PEACHTREE STREET, NW</b>							
City <b>ATLANTA</b>				State <b>GEORGIA</b>		ZIP <b>30309</b>	
Country <b>UNITED STATES</b>		Telephone <b>404-572-6900</b>			Email <b>jbernstein@pogolaw.com</b>		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
<b>NAME OF SOLE OR FIRST INVENTOR:</b>				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any]) <b>CLAUS</b>					Family Name or Surname <b>HARDER</b>		
Inventor's Signature						Date	
Residence: City <b>Uttenreuth</b>		State	Country <b>Germany</b>		Citizenship <b>German</b>		
Mailing Address <b>Memelstraße 7</b>							
City <b>Uttenreuth</b>		State	Zip <b>91080</b>		Country <b>Germany</b>		
<b>NAME OF SECOND INVENTOR:</b>				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any]) <b>ROLAND</b>					Family Name or Surname <b>ROHDE</b>		
Inventor's Signature 						Date <b>June 15, 2006</b>	
Residence: City <b>Burgdorf</b>		State	Country <b>Germany</b>		Citizenship <b>German</b>		
Mailing Address <b>Flaatmoor 4</b>							
City <b>Burgdorf</b>		State	Zip <b>31303</b>		Country <b>Germany</b>		
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being required on the <u>3</u> supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.							

## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet

Page 1 of 2

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
BERND		HEUBLEIN (DECEASED)	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	Zip	Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
ERHARD		FLACH	
Inventor's Signature		Date	
<i>Erhard Flach</i>		June 08, 2006	
Berlin	State	Germany	German
Residence: City	Country	Citizenship	
Krusauer Straße 20a			
Mailing Address			
Berlin	State	12305	Germany
City	Zip	Country	
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
WOLFGANG		GEISTERT	
Inventor's Signature		Date	
<i>Wolfgang Geistert</i>		June 8, 2006	
Rheinfelden	State	Germany	German
Residence: City	Country	Citizenship	
Rheinstraße 7			
Mailing Address			
Rheinfelden	State	79618	Germany
City	Zip	Country	

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## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental SheetPage 2 of 2

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
GERNOT		KOLBERG	
Inventor's Signature <i>Gernot Kolberg</i>		Date <i>June 8, 2006</i>	
Berlin	State	Germany	German
Residence: City		Country	Citizenship
Karl-Marx-Straße 37			
Mailing Address			
Berlin	State	12043	Germany
City		Zip	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
HEINZ		MÜLLER	
Inventor's Signature <i>Heinz Müller</i>		Date <i>November 27, 2006</i>	
Erlangen	State	Germany	German
Residence: City		Country	Citizenship
Stubenlohnstraße 14 d			
Mailing Address			
Erlangen	State	D-91054	Germany
City		Zip	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	Zip	Country

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## DECLARATION Supplemental Sheet

### For Legal Representatives (35 U.S.C. 117) On Behalf of A Deceased or Incapacitated Inventor

Enter Deceased or Incapacitated Inventor's Name BERND HEUBLEIN Page 1 of 1

Name of Legal Representative:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any))		Family Name or Surname	
Eva		Heublein	
Legal Representative's Signature <i>Eva Heublein</i>		Date <i>18th June 2006</i>	
Residence: City Hannover	State	Country Germany	Citizenship German
Mailing Address Albrechtstrasse 2			
Mailing Address			
City Hannover	State	Zip 30627	Country Germany
Name of Additional Legal Representative, if any:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any))		Family Name or Surname	
Nora		Heublein	
Legal Representative's Signature <i>Nora Heublein</i>		Date <i>17th June 2006</i>	
Residence: City Köln	State	Country Germany	Citizenship German
Mailing Address Ostlandstrasse 50			
Mailing Address			
City Köln	State	Zip 50858	Country Germany
Name of Additional Legal Representative, if any:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any))		Family Name or Surname	
Christoph		Heublein	
Legal Representative's Signature <i>Christoph Heublein</i>		Date <i>21st June 2006</i>	
Residence: City Hannover	State	Country Germany	Citizenship German
Mailing Address Albrechtstraße 2			
Mailing Address			
City Hannover	State	Zip 30627	Country Germany

This collection of information is required by 35 U.S.C. 117 and 37 CFR 1.42, 1.43, 1.63 and 1.64(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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